THE HONOURABLE SRI JUSTICE J. CHELAMESWAR

AND

THE HONOURABLE SRI JUSTICE D. APPA RAO

W.P. NO. 16685 of 1996

Dated:. 04.07.2006

Between:-

XL Telecom Limited, a public limited company, having its registered office at Shed No.30, IDA, Mallapur, Hyderabad, represented by its Managing Director, Mr. Sunderlal s/o late Murarilal, aged about 63 years.

..Petitioner

And

1. The Superintendent of Central Excise, office of the Superintendent of Central Excise, Mallapur Range, Hyderabad X Division, Hyderabad,
2. Assistant Commissioner of Central Excise, Division-X, Posnette Bhavan,s Tilak Road, Abids, Hyderabad
3. Secretary, Government of India, Ministry of Finance, Dept. of Revenue, South Block, New Delhi.

…Respondents

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O R D E R (per Hon'ble Sri Justice J. Chelameswar)

It is submitted by the learned counsel for the petitioner as well as the learned Assistant Solicitor General of India that the issue involved in the present writ petition is squarely covered by a decision of this Court in **XL Telecom Ltd., Hyderabad v. Superintendent of Central Excise, Hyderabad**[1].

Following the said judgment, this writ petition is allowed as prayed for.

Registry is directed to append a copy of the judgment cited (1) supra, to this order.

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J. CHELAMESWAR, J

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D. APPARAO, J

4th July, 2006
vp

[1] 1998 (2) ALD 230 (DB)